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10 UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

11 United States of America,

12 Plaintiff,

13 v.

14 Fresenius Kabi Oncology Limited,

15 Defendant.

2:21-CR-020-JAD-BNW

**Substitution and Forfeiture Order of  
\$20,000,000**

ECF No. 16

16 This Court, having read and considered the United States of America's Motion to  
17 Substitute and to Forfeit Property of Fresenius Kabi Oncology Limited (FKOL).

18 This Court finds the government has met five of the conditions to substitute and to  
19 forfeit FKOL's property, and FKOL does not oppose the motion. *See* ECF No. 17.

20 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the following  
21 asset is substituted and are forfeited to the United States pursuant to Fed. R. Crim. P.  
22 32.2(e) and 21 U.S.C. § 853(p)(1)(A)-(p)(1)(E), and (p)(2): \$20,000,000 (property).

23 This Court finds the United States of America is now entitled to, and should, reduce  
24 the property to the possession of the United States of America.

25 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND  
26 DECREED that the United States of America should seize the \$20,000,000.

27 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory  
28 rights, ownership rights, and all rights, titles, and interests of FKOL in the \$20,000,000 are

1 forfeited and are vested in the United States of America and shall be safely held by the  
2 United States of America until further order of the Court.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States  
4 of America shall publish for at least thirty (30) consecutive days on the official internet  
5 government forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall  
6 describe the forfeited property, state the time under the applicable statute when a petition  
7 contesting the forfeiture must be filed, and state the name and contact information for the  
8 government attorney to be served with the petition, pursuant to Rule 32.2(b)(6) and 21  
9 U.S.C. § 853(n)(2).

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual  
11 or entity who claims an interest in the aforementioned property must file a petition for a  
12 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which  
13 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §  
14 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's  
15 right, title, or interest in the forfeited property and any additional facts supporting the  
16 petitioner's petition and the relief sought.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,  
18 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,  
19 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was  
20 not sent, no later than sixty (60) days after the first day of the publication on the official  
21 internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov).

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the  
23 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States  
24 Attorney's Office at the following address at the time of filing:


25 Daniel D. Hollingsworth  
26 Assistant United States Attorney  
27 501 Las Vegas Boulevard South, Suite 1100  
28 Las Vegas, Nevada 89101.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk  
2 send copies of this Order to all counsel of record.

3 DATED: June 7, 2021.

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8 JENNIFER A. DORSEY  
9 UNITED STATES DISTRICT JUDGE  
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